

AN ORDINANCE BY




AN ORDINANCE BY FINANCE/EXECUTIVE COMMITTEE AUTHORIZING THE CITY OF ATLANTA TO WAIVE THE COMPETITIVE PROCUREMENT PROVISIONS CONTAINED IN ARTICLE X, PROCUREMENT AND REAL ESTATE CODE OF THE CITY OF ATLANTA CODE OF ORDINANCES TO MAXIMIZE EFFICIENCY IN PURCHASING SYSTEMS FURNITURE FOR SEVERAL CITY OF ATLANTA CAPITAL PROJECTS; AND FOR OTHER PURPOSES.

WHEREAS, the recent sale of City Hall East and the future establishment of various capital projects throughout the City of Atlanta (the "City") has created a need to accommodate up to four thousand (4000) workstations and offices; break rooms; conference rooms and training rooms for City employees; and

WHEREAS, these capital projects include the Emergency 911 relocation at 180 Peachtree Street, the Department of Watershed location at 263 Decatur Street, the Public Safety headquarters, the Public Safety Annex, the Watershed Management campus, the Department of Information Technology Relocation, the Bureau of Buildings Relocation and the Department of Parks relocation at 180 Peachtree Street; and

WHEREAS, there is a need to purchase furniture systems with digital work stations for City employees to provide a quality work environment for improved functionality with the associated aforementioned capital projects; and

WHEREAS, the City recognizes that there are only four major system furniture manufacturers in the United States; and

WHEREAS, in an effort to ensure cost reduction and compliance with City Equal Business Opportunity goals and objectives, the City does not desire to use state of Georgia contracts to purchase these furniture systems; and

WHEREAS, the City has determined it is in the best interest of the City to grant a waiver of the public competitive bidding requirements described in Article X of the Procurement and Real Estate Code of the City of Atlanta Code of Ordinances to ensure the timely completion for the capital projects listed above; and

WHEREAS, the Commissioner of Parks, the Commissioner of Watershed Management, the Chief of Police, the Commissioner of Information Technology, the Commissioner of Planning and Community Development have recommended the waiver be contemplated by this Ordinance.

THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA HEREBY ORDAINS:

Section 1: The City hereby waives the requirement of public competitive bidding pursuant to Article X of the Procurement and Real Estate Code of the City of Atlanta Code of Ordinances for the purpose of the purchase of systems furniture for the Emergency 911 relocation at 180 Peachtree Street, Department of Watershed location at 263 Decatur Street, the Public Safety headquarters, Public Safety Annex, the Watershed Management campus, the Department of Information Technology Relocation, Bureau of buildings Relocation and the Department of Parks relocation at 180 Peachtree Street capital projects.

SECTION 2: The Chief Financial Officer is authorized to remit or accept payment, as appropriate, for the goods and services identified in Section One of this Ordinance.

SECTION 3: The Mayor or her designee is hereby authorized, on behalf of the City, to take any other and further action and to execute, acknowledge, accept and/or deliver and further instruments documents and assurances as deemed desirable and appropriate to consummate the temporary transactions authorized by this Ordinance and to effectuate the terms purposes and intent of this Ordinance.

SECTION 4: The selection process for the vendors shall include requests for specification submittals of offerance detailing each manufacture's furniture product line to meet the City's furniture standards over a three (3) year period and Standards Capability Evaluation Criteria for Furniture System Purchases as set out in Exhibit "A" hereto.

SECTION 5: The term of the contractual agreement (the "Agreement") shall not exceed three (3) years or the date of December 31, 2009, whichever shall first occur, and shall have the option of two (2) six (6) month renewals thereafter.

SECTION 6: This Agreement will not become binding upon the City and the City will incur no obligation or liability under it until it has been executed by the Mayor, attested to by the Municipal Clerk, approved as to form by the City Attorney and delivered to Systems & Software, Inc.

SECTION 7: All Ordinances in conflict are waived for this instance only.

Exhibit A
Capability Evaluation Criteria for Furniture System Purchases

Phase 1 - Submissions from Manufacturers:

Furniture systems manufacturers shall submit an Equality of Technical Submissions to the Standards (the "ETSS") to the City of Atlanta Capital Projects Officer providing a copy to the City of Atlanta Department of Procurement.

Phase 2 - Submissions from Dealer and Installation teams:

Step 1 - Manufacturers shall then submit the ETSS to Certified Dealers and Installers.

Step 2 - After receipt of the ETSS, certified dealers and installers shall then remit to the City of Atlanta Department of Procurement, providing a copy to the City of Atlanta Capital Projects Officer, an offerance of proposal for evaluation and selection a proposal which shall include the following:

1. The ETSS received from the Manufacturer.
2. Name of the Local dealer and installation team.
3. Documents demonstrating the ability to meet City of Atlanta Equal Business Opportunity goals and requirements.
4. Documents demonstrating the ability to complete the listed projects in the time allotted for the contract term.
5. Documents demonstrating an uniform approach to furniture that allows flexibility between departments.
6. A unit price schedule based upon the manufacturer's ETSS for supply, delivery and installation of the furniture systems.